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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 10/719,017

Confirmation No. 9160

In re Application of:

Art Unit: 2174

SHUJI FUJII

Examiner: Jinhee J. Lee

Filed: November 24, 2003

For: POLYMER POST INSULATOR APPARATUS

REQUEST FOR REFUND

U.S. PATENT AND TRADEMARK OFFICE  
Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22313

At all times in the period June through September, 2007, the undersigned was attorney of record in the above-identified U.S. patent application Serial No. 10/719,017.

In that application, the USPTO mailed a non-final Office Action on June 1, 2007, a copy of the first two pages of which are attached hereto as Appendix A.

An Amendment [Appendix B] responsive to the Office Action mailed June 1, 2007 was filed in the USPTO on September 4, 2007, the Tuesday after Labor Day which in 2007 fell on Monday September 3, 2007. Thus, Saturday September 1 and Sunday September 2 were weekend days, and Monday September 3, 2007 was a holiday. Accordingly, the Amendment filed Tuesday, September 4, 2007 was timely filed at the end of the shortened statutory period of three months set on page 2 of the Office Action mailed June 1, 2007.

It has come to the undersigned's attention that for reasons unknown to the undersigned or anyone else in the undersigned's law firm, the USPTO on September 13, 2007 charged

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Serial No. 10/719,017

\$1,590.00 to this law firm's Deposit Acct. No. 19-4293, as evidenced by the copy of the deposit account statement attached hereto as Appendix C (see page 2 thereof).

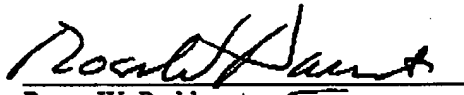
As of the September 4, 2007 filing of the Amendment [Appendix B] responsive to the Office Action mailed June 1, 2007 [Appendix A] there was no need for any request for, or charge against this firm's deposit account for, any extension of time relating to the September 4 Amendment responsive to the June 1 Office Action. Accordingly, the undersigned hereby respectfully requests that the USPTO immediately credit this firm's Deposit Acct. No. 19-4293 with the full amount of \$1,590.00, and confirm same in writing to the undersigned.

Should anyone at the USPTO have any questions concerning this request they are invited to telephone the undersigned at the number listed below.

Respectfully submitted,

STEPTOE &amp; JOHNSON LLP

Date: June 9, 2008

  
Roger W. Parkhurst  
Reg. No. 25,177

STEPTOE & JOHNSON LLP  
1330 Connecticut Avenue, NW  
Washington, DC 20036  
Tel: 202-429-6420  
Fax: 202-429-3902

Attorney Docket No. 28953.8002

Attachments: Appendices A-C

## CERTIFICATE OF TRANSMISSION

I hereby certify that the attached correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office as Facsimile Number (571) 273-8300 on 6/9, 2008

By:

  
Hortense G. Coleman



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/719,017	11/24/2003	Shuji Fujii	PRON: 002	9160
21890	7590	06/01/2007		
STEPTOE & JOHNSON LLP 1330 CONNECTICUT AVENUE, N.W. WASHINGTON, DC 20036				
EXAMINER LEE, JINHEE J				
ART UNIT PAPER NUMBER				
2174				
MAIL DATE DELIVERY MODE				
06/01/2007 PAPER				

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

JUN 09 2008

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	10/719,017	FUJII, SHUJI	
	Examiner	Art Unit	
	Jimilee J. Lee	2174	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 10 January 2007 and 12 March 2007.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 4-6 and 8-16 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 4-6 and 8-16 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- ☐ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/09)  
Paper No(s)/Mail Date \_\_\_\_\_
- ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: \_\_\_\_\_

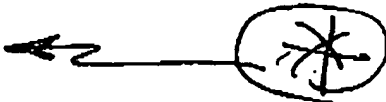
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Serial No. 10/719,017

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In re Application of:

Art Unit: 2174

SHUJI FUJII

Examiner: Jinhee J. Lee

Filed: November 24, 2003

For: POLYMER POST INSULATOR APPARATUS

AMENDMENT

U.S. PATENT AND TRADEMARK OFFICE  
Customer Service Window – Mail Stop Amendment  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22313

Sir:

In response to the Office Action mailed June 1, 2007, please amend the above-identified application as follows:

*APPENDIX B*



United States  
Patent and  
Trademark Office



Deposit Account Statement

Requested Statement Month:

September 2007

Deposit Account Number:

194293

Name:

STEPTOE & JOHNSON, LLP

Attention:

DOCKET ADMINISTRATOR

Street Address 1:

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UNITED STATES

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DOCKET  
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*RETRACTED*

*APPENDIX C*

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007

Deposit Account Statement

Page 2 of 7

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\$1,590.00

\$89.49

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